

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE  
MIDDLE DISTRICT OF ALABAMA, SOUTHERN DIVISION

ANGELA SPANN, )  
                  )  
Plaintiff,      )  
                  ) CIVIL ACTION NO.  
v.                ) 1:04cv969-T  
                  ) (WO)  
DYNCORP TECHNICAL SERVICES, )  
LLC, and ARMY FLEET     )  
SUPPORT, LLC,      )  
                  )  
Defendants.      )

ORDER

It is ORDERED that defendant Army Fleet Support, LLC's motion to strike (Doc. No. 89) is denied, with the understanding that, in ruling on a pending motion, the court has not, and should not be understood as having, allowed a party to sandbag another party with new arguments at this late hour.

Done, this the 9th day of November, 2005.

/s/ Myron H. Thompson  
UNITED STATES DISTRICT JUDGE